

Docket No. F-7939

Ser. No. 09/890,434

AMENDMENTS TO THE CLAIMS:

Please replace the claims with the claims provided in the listing below wherein status, amendments, additions and cancellations are indicated.

1. (Currently Amended) Spread comprising:

a beverage;
a sugar or sweetening agent;
a thickening agent;
an acidification agent;
a cola aroma;
caffeine; and
~~tourine~~ taurine.

2. (Previously Presented) Spread comprising: a beverage;

trehalose;
a thickening agent;
an acidification agent; and
a cola aroma.

3. - 11. (Canceled).

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12. (Previously Presented) Spread according to claim 22, made by the process comprising:

- a) preparing an initial spread ingredient in proportions of weight of 100 parts water;
- b) mixing a second spread ingredient in proportions of weight of 20 parts sugar, 1.6 parts carob bean flour and 1.6 parts pectin;
- c) stirring in the second spread ingredient in accordance with step b) into the first spread ingredient in accordance with step a) and bringing the resultant mixture to a boil;
- d) adding a third spread ingredient in proportions of weight of 40 parts starch syrup, 20 parts sugar, 40 parts applesauce, and 20 parts caramel syrup to the mixture in accordance with step c) and dissolving the third spread component by stirring the resultant mixture and bringing it to a boil;
- e) mixing a fourth spread ingredient composed of 1.5 parts citric acid, 0.9 parts cola aroma, 0.6 parts caramel aroma and 0.1 parts lime aroma; and
- f) adding the fourth spread ingredient to the boiled mixture in accordance with step d), stirring the resultant mixture, and

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decanting a finished spread at a temperature of approximately 85°C.

13. (Previously Presented) Process to produce a spread according to claim 23, comprising:

- a) preparing an initial spread ingredient of 100 parts milk in proportions of weight;
- b) stirring in and dissolving 50 parts of isomalt in proportions of weight to obtain a first spread ingredient;
- c) mixing a second spread ingredient in proportions of weight of 7 parts cornstarch, 1.6 parts pectin and 0.2 parts aspartame;
- d) stirring in the second spread ingredient in accordance with step c) into the first spread ingredient in accordance with step b).
- e) adding a third spread ingredient in proportions of weight of 60 parts sorbite to the mixture in accordance with step d) and bringing the resultant mixture to a boil while stirring; and

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- f) adding and stirring in a fourth spread ingredient composed of 20 parts nut-nougat cream, 0.2 parts cola aroma and 1 part caramel aroma to the boiled mixture in accordance with step e) and decanting a finished spread.

14. (Previously Presented) Spread according to claim 13, wherein the dissolving in accordance with step b) is done at a temperature of approximately 60°C,

the bringing to a boil in accordance with step c) is for a time period of approximately 5 seconds, and

the decanting in accordance with step f) is done at a temperature of approximately 85°C.

15. (Previously Presented) Spread according to claim 1, wherein the sugar comprises trehalose, or the sweetening agent is mannitol, xylite, sorbite, isomalt, lactitol, starch syrup, cyclamate, aspartame, saccharin or acesulfam potassium.

16. (Previously Presented) Spread according to claim 1, wherein the thickening agent comprises agar-agar, gum Arabic, pectin, guar flour, carob bean flour, starch, dextrin or gelatin.

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17. (Previously Presented) Spread according to claim 1, wherein the thickening agent comprises carob bean flour and pectin.

18. (Previously Presented) Spread according to claim 1, wherein the acidification agent comprises citric acid, tartaric acid and/or lactic acid.

19. (Previously Presented) Spread according to claim 1, further comprising applesauce, nut nougat, almond nougat, almond-nut-nougat or sweetened nut pulp-.

20. (Previously Presented) Spread according to claim 1, further comprising caramel syrup.

21. (Previously Presented) Spread according to claim 1, further comprising lime aroma.

22. (Previously Presented) Spread according to claim 1, wherein the following ingredients in proportions of weight are contained:

100 parts water

20 parts sugar

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1.6 parts carob bean flour

1.6 parts pectin

40 parts starch syrup

20 parts sugar

40 parts applesauce

20 parts caramel syrup

1.5 parts citric acid

0.9 parts cola aroma

0.6 parts caramel aroma

0.1 parts lime aroma

23. (Previously Presented) Spread according to claim 1, wherein the following ingredients in proportions of weight are included:

100 parts milk

50 parts isomalt

7 parts corn starch

1.6 parts pectin

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0.2 parts aspartame

60 parts sorbite

20 parts nut-nougat cream

0.2 parts cola aroma

1 parts caramel aroma

24. (Previously Presented) The spread according to claim 1 wherein said sugar or sweetening agent comprises trehalose.

25. (Previously Presented) The spread according to claim 1, wherein said sugar or sweetening agent comprises mannitol, xylite, sorbite, isomalt, lactitol or starch syrup.

26. (Previously Presented) The spread according to claim 1, wherein said sugar or sweetening agent comprises cyclamate, aspartame, saccharin or acesulfame potassium.

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27. (Previously Presented) The spread according to claim 25, wherein said sugar or sweetening agent comprises sorbite.

28. (Previously Presented) Spread according to claim 16, wherein said thickening agent comprises guar flour.

29. (Previously Presented) Spread according to claim 1, wherein said thickening agent comprises pectin and cornstarch.

30. (Previously Presented) Spread according to claim 1, further comprising applesauce and nut-nougat cream.

31. (Previously Presented) Spread according to claim 1, further comprising almond nougat.

32. (Previously Presented) Spread according to claim 1, further comprising nut-nougat cream.

33. (Previously Presented) Spread according to claim 1, further comprising curd cheese.

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34. (Previously Presented) Spread according to claim 1, wherein said beverage includes water, milk, fruit juice, or vegetable juice.